



U.S. Department of Justice

Executive Office for United States Trustees

Office of the General Counsel

441 G Street, NW, Suite 6150
Washington, D.C. 20530

Voice - (202) 307-1399
Facsimile - (202) 307-2397

February 19, 2019

Via email only, read receipt requested:
68994-83026828@requests.muckrock.com

Russ Kick
MuckRock News
DEPT MR 68994
411A Highland Ave
Somerville, MA 02144-2516

Re: EOUST FOIA # 2019-2019

Dear Mr. Kick:

This responds to your request for records dated February 18, 2019, received by the United States Trustee Program (USTP) on February 19, 2019, and assigned the above-referenced tracking number for processing under the Freedom of Information Act (FOIA), Privacy Act (PA), and related rules.¹ You sought the USTP's FOIA log for 2018.

The Executive Office for United States Trustees (EOUST) has adopted a multi-track processing system. Based upon the description of the records you sought, the EOUST determined that your request should be classified as a simple request.² 28 C.F.R. § 16.5(b).

The EOUST processed your request in the most cost-efficient manner consistent with a fair reading of your correspondence. The FOIA log you seek is publically available, and posted online on the USTP's FOIA Library webpage located at: <https://www.justice.gov/ust/foia-privacy-act/foia-library>.³

¹ The Executive Office for United States Trustees is the central FOIA processing unit for the United States Trustee Program (USTP), a Department of Justice component charged with bankruptcy oversight. 28 U.S.C. § 586; cf. 28 C.F.R. § 16.3(a) ("FOIA request[s] . . . will be considered received as of the date . . . received by the proper component's FOIA office").

² Criteria for classification as a "simple" FOIA request includes less than one hour of search time, less than two hours of reviewing and redacting, and less than 25 pages of responsive documents.

³ For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. 5 U.S.C. § 552(c). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

Based upon the statutory standard for fee categories, Office of Management and Budget Fee Guidelines, Department of Justice regulations, and all of the information available to us, you were categorized as an “all other” requester.⁴ This means that you may be charged for the direct costs of searching for responsive records, as well as for the duplication of records.⁵ Requesters in the “all other” fee category are entitled to the first two hours of search time and the first 100 pages of duplication without cost.⁶ Because you were willing to accept the records electronically, and the records responsive to your request were already posted online, there were no duplication costs. The EOUST incurred less than two hours of search time to process your request.⁷ Accordingly, you were not assessed any fees for the processing of this request.

I trust that this information fully satisfies your request. If you need any further assistance, or would like to discuss any aspect of your request, please do not hesitate to contact our FOIA Public Liaison by telephone at (202) 307-1399, or by email at USTP.FOIA.Requests@usdoj.gov. Please mention the above-referenced tracking number in any future correspondence to this office regarding this matter.

Sincerely,



Randi Meth
FOIA Attorney

⁴ See 5 U.S.C. § 552(a)(4)(A)(ii)(III).

⁵ See 28 C.F.R. § 16.11(c).

⁶ See 28 C.F.R. § 16.11(d).

⁷ See 28 C.F.R. § 16.11(d).